

103D CONGRESS
1ST SESSION

H. R. 476

To amend title 5, United States Code, to provide veterans' preference eligibility with respect to individuals who served on active duty in the armed forces during the Persian Gulf War, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 1993

Mr. PENNY (for himself and Mr. SMITH of New Jersey) introduced the following bill; which was referred to the Committee on Post Office and Civil Service

A BILL

To amend title 5, United States Code, to provide veterans' preference eligibility with respect to individuals who served on active duty in the armed forces during the Persian Gulf War, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 That (a) section 2108 of title 5, United States Code, is
4 amended—

5 (1) in paragraph (1)—

6 (A) in subparagraph (A) by striking “or”
7 at the end;

8 (B) in subparagraph (B)—

1 (i) by striking “the date of enactment
2 of the Veterans’ Education and Employ-
3 ment Assistance Act of 1976,” and insert-
4 ing “October 15, 1976,”; and

5 (ii) by adding “or” after the semi-
6 colon; and

7 (C) by inserting after subparagraph (B)
8 the following:

9 “(C) served on active duty in the armed
10 forces during the Persian Gulf War as defined
11 by section 101(33) of title 38, not including
12 service under section 511(d) of title 10 pursu-
13 ant to an enlistment in the Army National
14 Guard or the Air National Guard or as a Re-
15 serve for service in the Army Reserve, Naval
16 Reserve, Air Force Reserve, Marine Corps Re-
17 serve, or Coast Guard Reserve;”;

18 (2) in paragraph (3)(B) by inserting “or (C)”
19 after “paragraph (1)(B)”.

20 (b) Section 3309(2) of title 5, United States Code,
21 is amended by inserting “or (B)” after “section
22 2108(3)(A)”.

23 (c)(1) Chapter 33 of title 5, United States Code, is
24 amended by inserting after section 3328 the following:

1 **“§ 3330a. Eligibility for benefits as a preference eligi-**
2 **ble**

3 “A benefit (as defined by section 5303A(e) of title
4 38) afforded under this title by reason of an individual’s
5 being a preference eligible shall be subject to the minimum
6 active-duty service requirement under section 5303A(d) of
7 title 38, if applicable.”.

8 (2) The table of sections for chapter 33 of title 5,
9 United States Code, is amended by inserting at the end
10 of the items relating to subchapter I the following:

“3330a. Eligibility for benefits as a preference eligible.”.

○